IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 13016 of 2004

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Between:

Gulam Hasan S/o Mehdi Hasan
Hyderabad R/o H.No.5-9-587, Gunfoundry
Hyderabad

..... PETITIONER

AND

-

1 Muffakham Jah College of Engineering And Technology
Represented by its Principal Road No.3 Banjara Hills
Hyderabad
2 Osmania University Represented by its Registrar,

Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus declaring the action of the respondents in not permitting the petitioner to attend the fourth year classes of B.E. (Computer Science) and appearing for the B.E.(Computer Science) fourth year examinations and Complete the course with his Hall Ticket No.04-02-868 as illegal, unconstitutional and violative of Article 14,16,and 21 of the constitution of India and consequently direct the respondents to permit the petitioner to attend the fourth year Classes of B.E. (Computer Science) course and appear for the B.E (Computer Science) fourth year Examinations

Counsel for the Petitioner: MR.K.RAMAKANTH REDDY

Counsel for Respondent No.2: MR.DEEPAK BHATTACHARJEE

The Court Made the Following ORDER:

As per the revised Rules of Promotion for B.E. (Regular & PTDC/FDH) number of backlogs, if any, of B.E. first, second and third years put together shall not exceed to 50% of the total number of papers prescribed for the I & II Semester of B.E. third year. It is not in dispute that the total number of papers prescribed for I and II semester of B.E. third year are 16 out of which the petitioner cleared only 9 subjects and still there are 7 backlogs. Added to the same, there are two more backlogs of the first and second year. In all there are 9 backlogs which is more than half of the papers prescribed for the I and II semester for B.E. III year. In view of the same, the petitioner is not eligible to be promoted to fourth year and detaining the petitioner is justified and do not warrant any interference of this court.

Accordingly the Writ Petition is dismissed at the admission stage.

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A. Gopal Reddy, J.

30th August, 2004.

Js.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal, Muffakham Jah College of Engineering

And Technology Road No.3 Banjara Hills, Hyderabad.

2 The Registrar, Osmania University, Hyderabad.

3 2 CD copies.